

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

MAURICE FOLEY,
Petitioner,

v.

TERRY O'BRIEN,
Respondent.

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Civil Action No. 7:09-cv-00212

ORDER

By: Hon. James C. Turk
Senior United States District Judge

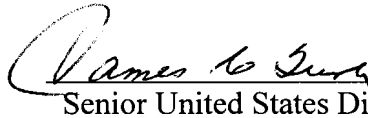
In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that the respondent's motion to dismiss is **GRANTED**; the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2241, is **DISMISSED without prejudice**; and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the petitioner and counsel of record for the respondent.

ENTER: This 29th day of December, 2009.


Senior United States District Judge